

BENJAMIN B. WAGNER
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R. STEVEN LAPHAM
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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	
)	CR. NO. S-05-128 LKK
Plaintiff,)	
)	
v.)	STIPULATION AND
)	ORDER RE: RESTITUTION
JAMES KALFSBEEK, et al.,)	
)	
)	Date: 05/11/10
Defendants.)	Time: 9:15 a.m.
_____)	Court: Courtroom 4

IT IS HEREBY STIPULATED between the United States of America through its undersigned counsel, Assistant United States Attorney R. Steven Lapham, and defendant JAMES KALFSBEEK, through counsel Scott L. Tedmon, defendant DONNA ROWE, through counsel Joseph J. Wiseman, defendant AMY POLNOFF, through counsel John Balazs, and defendant KURT LAKOTA, through counsel Dwight Samuel, as follows:

1. The number of identifiable victims in this case is so large and the task of determining complex issues of fact related to the cause and amount of each victim's loss so complex, that it is impractical to attempt to fashion a comprehensive restitution order that would encompass all losses in the case.

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2. Given the financial resources of each of the defendants and the anticipated financial needs and earning ability of each of the defendants, it is also impractical to expect that the defendants could compensate all the victims in this case if the court were to impose a comprehensive restitution order.

3. The individuals listed below either testified at trial, submitted claims with the U.S. Attorneys Office or the United States Probation Office, or otherwise provided documentation substantiating their losses as a result of the defendants' conduct.

TONY HYSON	\$19,000
ROBERT QUICK	\$16,680
BONNIE DANDRIDGE	\$800
TRACY DANDRIDGE	\$5,300
TINA/BERNARD DARBONNE	\$729
DANIEL GILL	\$750
STEPHEN S. GREGG	\$500
CAMARIE (HAMILL) DAVIES	\$1,850
GLENN COLLINS	\$14,500
DARREN/TONYA LEWIS	\$5,600
ARTHUR MISHKOFF	\$9,041
NATHAN WRIGHT	<u>\$25</u>

TOTAL: \$ 74,775

4. The court may, therefore, enter an order of restitution in the amount of \$74,775, payable jointly and severally by each of the above-named defendants, apportioned to the above-named victims in the amounts indicated.

IT IS SO STIPULATED.

Dated: May 24, 2010

/s/ Scott L. Tedmon
SCOTT L. TEDMON
Attorney for Defendant
James Kalfsbeek

Dated: May 24, 2010

/s/ Joseph J. Wiseman
JOSEPH J. WISEMAN
Attorney for Defendant
Donna Rowe

Dated: May 24, 2010

/s/ John Balazs
JOHN BALAZS
Attorney for Defendant
Amy Polnoff

Dated: May 24, 2010

/s/ Dwight Samuel
DWIGHT SAMUEL
Attorney for Defendant
Kurt Lakota

Dated: May 24, 2010


BENJAMIN B. WAGNER
United States Attorney

by: /s/ R. Steven Lapham
R. STEVEN LAPHAM
Assistant U.S. Attorney

O R D E R

IT IS SO ORDERED.

Dated: June 22, 2010


LAWRENCE K. KARLTON
SENIOR JUDGE
UNITED STATES DISTRICT COURT